

REPORT OF GENERAL MANAGER

NO. 05-98

DATE April 20, 2005

C. D. Various

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: GIFT AGREEMENT WITH FOX SPORTS NET WEST, LLC, TO ACCEPT A GIFT OF FUNDS FOR REFURBISHMENT AND REPLACEMENT OF OUTDOOR BASKETBALL COURTS AT EIGHT RECREATION CENTERS

J. Combs _____	H. Fujita _____
*K. Regan <u>KR</u>	K. Chan _____
F. Mok _____	J. Kolb _____
B. Jensen _____	



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATION:

That the Board:

1. Accept a gift of \$150,000.00 from the Fox Sports Net West, LLC (FSNW), for the purpose of replacing six and one-half and refurbishing four outdoor basketball courts at various recreation centers in the City, subject to the conditions in the attached Agreement to Accept Gift;
2. Approve an Agreement to Accept Gift, substantially in the form attached;
3. Direct the Board Secretary to submit the proposed Agreement to the Mayor, in accordance with Executive Directive No. 16, and to the City Attorney for review and approval as to form;
4. Authorize the Board President and Secretary to execute the Agreement subsequent to all necessary approvals; and,
5. Direct that upon receipt of the gift of \$150,000.00, the gift funds be deposited in Fund 301, Department 88, Municipal Recreation Program Account W31, Sub-Account 1750, and authorize use of funds from this account in accordance with the Agreement to Accept Gift.

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SUMMARY:

Representatives from FSNW, a cable television sports programming channel, approached the Department of Recreation and Parks with a proposal to fund major repairs to outdoor, asphalt basketball courts at various locations in the City to improve neighborhood playing conditions.

The outdoor courts under consideration for such refurbishment work require patching, and coating in some cases, and in others must be torn out, the underlying soil re-compacted, and all new asphalt cap applied. All courts would require new basketball backboards as well. FSNW sought public acknowledgement of their gift through application of their logo in the center of the new courts. They also proposed to film the refurbishment work and to film recreation center participants enjoying basketball programs on the improved courts, in order to produce and broadcast on their network a make-over show about the refurbishment project with the City. Finally, FSNW offered to produce at least one public basketball clinic at each of the centers with refurbished courts, featuring a known National Basketball Association player.

FSNW and Department staff met several times to work on a list of recreation centers needing work and which were fairly spread about the City; the final agreed upon list includes:

- Slauson Recreation Center
- Chatsworth South Recreation Center
- Glassell Park Recreation Center
- 109th St. Recreation Center
- David M. Gonzalez Recreation Center
- Palms Recreation Center
- Branford Recreation Center
- Highland Park Recreation Center

Each of these centers has at least one highly deteriorated, outdoor, asphalt basketball court which has been on a priority list for refurbishment or replacement as soon as funds are available. Work on the removal, asphalt repair or replacement, and slurry-coating will be performed by an existing City vendor on contract to provide asphalt repair and replacement. Basketball backboards will be purchased from another City vendor. Department of Recreation and Parks staff will act as project managers, will do all the painting and application of logos, and perform other work as needed to timely complete the projects. FSNW is eager to begin and desires completion by 120 days after execution of the Gift Agreement, to which the Department staff is committed. The gift of \$150,000 will cover all costs as estimated by Department staff.

The logos to be applied to the outdoor courts will be permitted to remain for three years, but if the logos are vandalized or wear down during the three years, FSNW must fund repainting

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directly to restore the logo. The Department will also place a typical acknowledgement plaque in each of the facilities where the FSNW gift helps refurbish the basketball courts.

The Department will receive ancillary benefits from the make-over show produced by FSNW, both as positive publicity for our programs and facilities, but also through receipt of copies of the produced video for our own promotional use. No film fees of \$350 a day will be charged for FSNW to film the refurbishment work.

Environmental Management staff has determined that since the subject project will consist of the refurbishment or replacement of outdoor basketball courts at various recreation centers involving negligible or no expansion of use, it is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1, Class 1 (1,3,4) of the City CEQA Guidelines.

The attached Agreement to Accept Gift incorporates a detail of the work to be done and cost for each location. If any funds remain after completion of the agreed-upon work, they can be applied to continuing maintenance of the improved courts. Staff is enthusiastic about embarking on this work to improve and enhance courts at eight recreation centers.

FISCAL IMPACT STATEMENT:

All direct and contract costs will be underwritten by the funds in the gift. Some staff costs for related work, painting, and project management will be incurred but are minor and less than the staff and material costs currently at risk to make continuous repairs to failing asphalt courts. Loss of film fees is incidental and involves no additional expense to the Department.

Report prepared by Linda Barth.